

In The United States Court of Federal Claims

No. 05-400C

(Filed: January 26, 2009)

MICHAEL W. STOVALL,

Plaintiff,

v.

THE UNITED STATES,

Defendant.

ORDER

On or before February 2, 2009, defendant shall file a memorandum indicating:

1. Whether, in the future litigation of this case, it intends to use any extrinsic (parol) evidence to bolster its interpretation of the Resolution Agreement that the Office of Civil Rights (OCR) entered into with plaintiff in 1998; and
2. If so, whether any of the extrinsic (parol) evidence will relate to statements or other communications made by, or actions taken by, members of the United State Department of Agriculture's Office of the General Counsel (OGC).

IT IS SO ORDERED.

s/ Francis M. Allegra

Francis M. Allegra
Judge